

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

GWENDOLYN COLE-HOOVER,

Plaintiff,

v.

DECISION AND ORDER
10-CV-669-A

ROBERT A. McDONALD, as Secretary of
Veterans Affairs,
WILLIAM F. FREELEY, Director of Medical
Center Veteran Affairs Western New York
HealthCare Systems,
MIGUEL RAINSTEIN, M.D., Chief of Staff
Veteran Affairs Western New York
HealthCare Systems,
DONALD McDONALD, M.D., Medical Director of
Geriatrics and Extended Care Veteran Affairs
Western New York HealthCare Systems,
ANN SACZAK, R.N., Careline Manager,
Geriatrics and Extended Care Veteran Affairs
Western New York HealthCare Systems,

Defendants.

The above-referenced case was referred to Magistrate Judge Leslie G. Foschio pursuant to 28 U.S.C. § 636(b)(1) for pretrial proceedings. On December 15, 2015, Magistrate Judge Foschio filed a Report and Recommendation (Dkt. No. 72) recommending that defendants' motion for summary judgment (Dkt. No. 47) be granted.

The Court has carefully reviewed the Report and Recommendation, the record in this case, and the pleadings and materials submitted by the parties, and no objections having been timely filed, it is hereby

ORDERED, pursuant to 28 U.S.C. § 636(b)(1), and for the reasons set forth in

Magistrate Judge Foschio's Report and Recommendation, that defendants' motion for summary judgment (Dkt. No. 47) is granted.

The Clerk of Court shall enter Judgment in favor of defendants, and shall close the case.

IT IS SO ORDERED.

Richard J. Arcara

HONORABLE RICHARD J. ARCARA
UNITED STATES DISTRICT COURT

Dated: July 8, 2016